
HOUSE BILL No. 1559

DIGEST OF INTRODUCED BILL

Citations Affected: IC 9-13-2; IC 9-21-21.

Synopsis: Protective helmets. Requires a person who is less than 16 years of age to wear a protective helmet when operating, riding on, or using a skateboard, roller skates, scooter, or inline skates on a roadway, bicycle path, or sidewalk. Makes a violation a Class C infraction.

Effective: July 1, 2005.

Welch, Lawson L

January 18, 2005, read first time and referred to Committee on Roads and Transportation.

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First Regular Session 114th General Assembly (2005)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2004 Regular Session of the General Assembly.

HOUSE BILL No. 1559

A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 9-13-2-14.5 IS ADDED TO THE INDIANA CODE
- 2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
- 3 1, 2005]: **Sec. 14.5. "Bicycle path", for purposes of IC 9-21-21, has**
- 4 **the meaning set forth in IC 9-21-21-1.**
- 5 SECTION 2. IC 9-13-2-79.8 IS ADDED TO THE INDIANA CODE
- 6 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
- 7 1, 2005]: **Sec. 79.8. "Inline skates", for purposes of IC 9-21-21, has**
- 8 **the meaning set forth in IC 9-21-21-2.**
- 9 SECTION 3. IC 9-13-2-139.5 IS ADDED TO THE INDIANA
- 10 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
- 11 [EFFECTIVE JULY 1, 2005]: **Sec. 139.5. "Protective helmet", for**
- 12 **purposes of IC 9-21-21, has the meaning set forth in IC 9-21-21-4.**
- 13 SECTION 4. IC 9-13-2-157.5 IS ADDED TO THE INDIANA
- 14 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
- 15 [EFFECTIVE JULY 1, 2005]: **Sec. 157.5. "Roller skates", for**
- 16 **purposes of IC 9-21-21, has the meaning set forth in IC 9-21-21-5.**
- 17 SECTION 5. IC 9-13-2-161.7 IS ADDED TO THE INDIANA



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CODE AS A NEW SECTION TO READ AS FOLLOWS
[EFFECTIVE JULY 1, 2005]: **Sec. 161.7. "Scooter", for purposes of
IC 9-21-21, has the meaning set forth in IC 9-21-21-6.**

SECTION 6. IC 9-13-2-167.5 IS ADDED TO THE INDIANA
CODE AS A NEW SECTION TO READ AS FOLLOWS
[EFFECTIVE JULY 1, 2005]: **Sec. 167.5. "Skateboard", for
purposes of IC 9-21-21, has the meaning set forth in IC 9-21-21-7.**

SECTION 7. IC 9-21-21 IS ADDED TO THE INDIANA CODE AS
A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY
1, 2005]:

**Chapter 21. Skateboards, Roller Skates, Inline Skates, and
Scooters**

**Sec. 1. As used in this chapter, "bicycle path" means a
right-of-way under the jurisdiction and control of the state or a
political subdivision that is used primarily by:**

- (1) pedestrians;**
- (2) individuals on bicycles;**
- (3) individuals on skateboards;**
- (4) individuals wearing roller skates;**
- (5) individuals wearing inline skates; or**
- (6) individuals on scooters.**

**Sec. 2. As used in this chapter, "inline skates" means shoes with
wheels attached that are arranged singly in a tandem line rather
than in pairs.**

**Sec. 3. As used in this chapter, "protected person" has the
meaning set forth in IC 29-3-1-13.**

**Sec. 4. As used in this chapter, "protective helmet " means a
piece of headgear that meets or exceeds the impact standards for
protective helmets set by the:**

- (1) American National Standards Institute (ANSI);**
- (2) American Society for Testing and Materials (ASTM); or**
- (3) Snell Memorial Foundation.**

**Sec. 5. As used in this chapter, "roller skates" means shoes with
a set of wheels attached or a metal frame with wheels attached that
can be fitted to the sole of a shoe.**

**Sec. 6. As used in this chapter, "scooter" means a foot operated
vehicle consisting of a narrow footboard mounted between two
wheels tandem with an upright steering handle attached to the
front wheel.**

**Sec. 7. As used in this chapter, "skateboard" means a short
board mounted on wheels that is used for coasting and performing
stunts.**

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Sec. 8. The provisions of this chapter applicable to:

- (1) skateboards;**
- (2) roller skates;**
- (3) inline skates; or**
- (4) scooters;**

apply whenever an individual operates, rides on, or uses a skateboard, roller skates, inline skates, or scooter upon a roadway, bicycle path, or sidewalk.

Sec. 9. (a) A person less than sixteen (16) years of age who operates, rides on, or uses:

- (1) a skateboard;**
- (2) roller skates;**
- (3) inline skates; or**
- (4) a scooter;**

on a roadway, bicycle path, or sidewalk shall wear a protective helmet at all times while the person is in motion.

(b) A protective helmet required by this section must:

- (1) properly fit the person who wears the helmet; and**
- (2) be securely fastened with the helmet's straps.**

Sec. 10. A person who violates this chapter commits a Class C infraction.

Sec. 11. The parent of a child and the guardian of a protected person may not authorize or knowingly permit the child or protected person to violate this chapter.

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